

MINUTES

BEHAVIORAL HEALTH AND HUMAN SERVICES LICENSING BOARD

NOVEMBER 16, 2015

I. CALL TO ORDER AND ESTABLISHMENT OF QUORUM

Mr. Richardson called the meeting to order at 9:10 a.m. in Room W064 of the Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana, and declared a quorum in accordance with Indiana Code § 15-5-1.1-6(c).

Board Members Present:

Kimble Richardson, MS, LMHC, LCSW, LMFT, LCAC, Co-Board Chair, MHC Section Chair
Andrew Harner, MSW, LCSW, Co-Board Chair, SW Section Chair
George Brenner, MS, LCSW, LMFT, LCAC, Co-Board Chair
Carla Gaff-Clark, Ed. D, LMHC, CADAC-IV, LCAC, AC Section Chair
Donald Osborn, Ph.D., LMFT, LCSW, LMHC, LCAC, MFT Section Chair
Rex Stockton, Ed. D., LMHC, LCSW, LMFT

Board Members Not Present:

Stephan Viehweg, LCSW
Maria Poor, MD, Physician Member
Vacant, Marriage and Family Therapy Member
Vacant, Consumer Member
Vacant, Consumer Member

State Officials Present:

Cindy Vaught, Board Director, Professional Licensing Agency
Heather Hollcraft, Assistant Board Director, Professional Licensing Agency
Donna Sembroski, Deputy Attorney General, Office of the Attorney General

II. ADOPTION OF THE AGENDA AS AMENDED

A motion was made and seconded to adopt the agenda, as amended.

GAFF-CLARK/STOCKTON
Motion carried 6-0-0

III. ADOPTION OF THE MINUTES FROM THE SEPTEMBER 21, 2015 MEETINGS OF THE BOARD

Approval of the minutes from the September 21, 2015 meeting of the Board was tabled.

IV. PERSONAL APPEARANCES

A. Other

1. Amy Nitza, Ph.D., L.M.H.C.

Indiana University-Purdue University Fort Wayne

Ms. Nitza appeared before the Board, as requested, regarding supervision being provided by an LMFTA AAMFT supervisor candidate at Indiana University Purdue University Ft. Wayne. Ms. Nitza appeared with Karen Orr, attorney for IPFW, James Berg, Dean of School, and Lidija Hurni, LMFTA. Ms. Hurni has supervised students at IPFW although she does not hold a marriage and family therapy license although she is a supervisor candidate with the AAMFT. Dr. Osborn stated he has spoken with other marriage and family therapy programs, and they have verified that they would not allow an unlicensed marriage and family therapist to provide supervision even if they are AAMFT supervisor candidates. Ms. Sembroski explained that there is some confusion in the statutes and rules regarding the language defining the requirements for a supervisor to be considered qualified. Mr. Brenner stated he is concerned that Ms. Hurni is providing supervision to students when she is not licensed to practice marriage and family therapy independently. Due to the ambiguity of the language of the statutes and rules, the Board has stated that in the future, LMFTAs will not be acceptable for supervision of other LMFTAs. They will only accept supervision as provided by licensed marriage and family therapists. The Board did agree to approve the hours of the students who had already been supervised by Ms. Hurni.

B. Probation

1. Lisa M. Daube, L.M.H.C.

License No. 39002240A

Administrative Cause No. 2014 BHSB 009

Ms. Daube appeared before the Board, as requested, regarding her ongoing probationary status. Ms. Daube reported everything is going well and she is in the process of completing all of the requirements. Ms. Daube stated she is working to complete the ethics continuing education per her Final Order. She stated she is completing hours with her supervisor and they discuss ethical issues. She was advised by the Board to have her supervisor document these hours for her. Ms. Daube stated she currently works with families through Department of Child Services assisting children and their parents. She explained that she is very aware of boundaries with her clients and makes sure she keeps the clients aware of these boundaries. Ms. Daube is scheduled to appear at the March 21, 2016 meeting of the Board.

2. Thomas A. Dworniczek, L.C.S.W., L.M.F.T.

License Nos. 34001178A & 35000659A

Mr. Dworniczek appeared before the Board, as requested, regarding his ongoing probationary status. Mr. Dworniczek submitted his latest employer report. The Board recommended the employer reports are on letterhead in the future. He stated things are going well. He reported that he is practicing up to fourteen (14) hours per week. He has one client family that he is working with because of the

suicide of a family member, but the rest of his clients are adult men. Mr. Dworniczek is scheduled to appear at the March 21, 2016 meeting of the Board.

3. **Daniel M. Knaver, L.C.S.W., L.M.F.T.**
License Nos. 34003006A & 35000388A
Administrative Cause No. 2014 BHSB 008

Mr. Knaver did not appear before the Board, as requested, regarding his ongoing probationary appearance. Mr. Knaver has not completed any of the requirements of his Final Order. Mr. Knaver has written a letter to the Board requesting the Board to surrender his clinical social worker and marriage and family therapist licenses.

Board action: A motion was made and seconded to accept the request for surrender of license in the matter of Mr. Knaver's clinical social worker and marriage and family therapist licenses.

HARNER/BRENNER
Motion carried 6-0-0

4. **Tadd Whallon, L.C.A.C.**
License No. 87000325A
Administrative Cause No. 2012 BHSB 011

Mr. Whallon appeared before the Board, as requested, regarding his ongoing probationary status. Mr. Whallon stated there have been no changes since his last appearance. He stated that Dr. Grant has recommended that he start meeting with him every other month instead of monthly. Mr. Whallon is scheduled to appear at the March 21, 2016 meeting of the Board.

C. Renewals

There were no renewal personal appearances before the Board.

D. Reinstatements

1. **John F. Berghausen, L.S.W.**
License No. 33003827A

Mr. Berghausen did not appear before the Board, as requested, regarding reinstatement of his social worker license. Mr. Berghausen's social worker license expired on April 1, 2006. Mr. Berghausen indicated he has been working in the state of Ohio. Mr. Berghausen has only completed thirty-five (35) hours of the forty (40) hours of continuing education required for reinstatement of an expired license.

Board action: A motion was made and seconded to deny the reinstatement of Mr. Berghausen's social worker license due to not completing the required continuing education hours and his failure to appear.

HARNER/STOCKTON

Motion carried 6-0-0

2. Kimberly Jean Ermi, L.C.S.W.
License No. 34003979A

Ms. Ermi did not appear before the Board, as requested, regarding reinstatement of her clinical social worker license. Ms. Ermi's clinical social worker license expired on April 1, 2002. Ms. Ermi has completed the required forty (40) hours of continuing education. Ms. Ermi also holds a New York license that has never been disciplined.

Board action: A motion was made and seconded to reinstate Ms. Ermi's clinical social worker license upon successful completion of the Indiana jurisprudence examination and proof of successful completion of the ASWB clinical examination.

HARNER/BRENNER
Motion carried 6-0-0

3. James A. Fox, L.M.H.C.
License No. 39001545A

Dr. Fox did not appear, as requested, regarding reinstatement of his expired mental health counselor license. Mr. Fox's license expired on April 1, 2010.

Board action: A motion was made and seconded to grant reinstatement of Dr. Fox's mental health counselor license upon successful completion of the Indiana jurisprudence examination and clearance of the Department of Revenue tax hold.

STOCKTON/BRENNER
Motion carried 6-0-0

E. Applications

1. Joy Ann Cassitty (LSW)

Ms. Cassitty appeared before the Board, as requested, regarding her application for social work licensure. Ms. Cassitty answered affirmatively to question 4 on the application that asks "Except for minor violations of traffic laws resulting in fines, and arrests or convictions that have been expunged by a court, have you ever been arrested; have you ever entered into a prosecutorial diversion or deferment agreement regarding any offense, misdemeanor, or felony in any state; have you ever been convicted of any offense, misdemeanor, or felony in any state; have you ever pled guilty to any offense, misdemeanor, or felony in any state; or have you ever pled nolo contendere to any offense, misdemeanor, or felony in any state?" Ms. Cassitty explained that in 2000 she was charged with Possession of Schedule II Controlled Substance, Class D Felony; Visiting a Common Nuisance, Class B Misdemeanor; Possession of Paraphernalia, Class A Infraction; Dealing in Marijuana, Hash Oil, Hashish, Class A Misdemeanor; and Visiting a Common Nuisance, Class B Misdemeanor. Ms. Cassitty was required to complete one (1) year of reporting probation, complete a substance abuse evaluation and submit to

random urinalysis, blood or breathalyzer tests as required by the probation department. Ms. Cassitty also stated in 2003 she was charged with Possession of Marijuana, Class A Misdemeanor; Possession of Paraphernalia, Class A Infraction amended to Reckless Possession of Paraphernalia, Class B Misdemeanor; Failure to Signal Turn, Class C Infraction; Possession of Marijuana w/Prior Conviction, Class D Felony; and Possession of Paraphernalia w/Prior Conviction, Class D Felony. Ms. Cassitty was ultimately found guilty of Reckless Possession of Paraphernalia. Ms. Cassitty was required to complete one hundred eighty (180) days of reporting probation, pay probation fees, complete an alcohol evaluation and complete any recommended treatment programs. Ms. Cassitty stated she has completed all requirements of the court and has turned her life around. She also stated she has completed three (3) Associate's Degrees as well as her Master's degree in Social Work.

Board action: A motion was made and seconded to grant approval of Ms. Cassitty's social work license application.

HARNER/BRENNER
Motion carried 6-0-0

2. Ashley B. Cebe (LSW)

Ms. Cebe appeared before the Board, as requested, regarding her application for social work licensure. Ms. Cebe answered affirmatively to question 4 on the application that asks "Except for minor violations of traffic laws resulting in fines, and arrests or convictions that have been expunged by a court, have you ever been arrested; have you ever entered into a prosecutorial diversion or deferment agreement regarding any offense, misdemeanor, or felony in any state; have you ever been convicted of any offense, misdemeanor, or felony in any state; have you ever pled guilty to any offense, misdemeanor, or felony in any state; or have you ever pled nolo contendere to any offense, misdemeanor, or felony in any state?" Ms. Cebe explained that in May 2000, she was charged with Criminal Possession of a Forged Instrument, Menacing, Disorderly Conduct and Alcohol Intoxication in Louisville, Kentucky. She stated she was arrested for attempting to use a friend's identification to get into a night club. Several of the charges were dismissed and she was issued a fine. In April 2003, she was charged with Operating a Motor Vehicle Under the Influence of Alcohol/Drugs/Etc. .08. She stated this was her first DUI and was required to pay a fine. In May 2003, she was arrested and charged with Alcohol Intoxication in a Public Place, Drinking Alcohol in a Public Place, and Disorderly Conduct in Louisville, Kentucky. She stated this occurred when she was attempting to leave a night club with an alcoholic beverage in her hand and when asked to throw it away by police, she continued drinking the beverage. She was required to pay a fine and all charges were dropped except the Alcohol Intoxication in a Public Place. In January 2012, she was arrested and charged with Alcohol Intoxication in a Public Place and Criminal Trespassing 3rd Degree in Louisville, Kentucky. She explained that the Criminal Trespassing charge was dismissed. She stated she had been seeking help for her drinking problem and was making great progress, but during the holidays she decided to drink again and learned she could not safely drink alcohol. She assured the Board she has not consumed any alcohol since this latest incident.

Ms. Cebe stated she has completed all requirements of the courts in all matters. Ms. Cebe is a 2015 graduate of University of Louisville.

Board action: A motion was made and to grant approval of Ms. Cebe's social work license application.

HARNER/GAFF-CLARK
Motion carried 6-0-0

3. LaRia A. Crews (LSW)

Ms. Crews appeared before the Board, as requested, regarding her application for social work licensure. Ms. Crews answered affirmatively to question 3 on the application that asks "Have you ever been admonished, censured, reprimanded or requested to withdraw, resign, or retire from any hospital or health care facility in which you have trained, held staff membership or privileges, or acted as a consultant?" She explained that in December 2014, she was terminated from Bethany Methodist Hospital in Chicago, Illinois for using an unapproved abbreviation in one of her notes for a patient. Information from Bethany Methodist Hospital confirms this was the only incident and did result in termination of her employment. Ms. Crews submitted letters of recommendation.

Board action: A motion was made and seconded to grant approval of Ms. Crew's social work license application.

HARNER/STOCKTON
Motion carried 6-0-0

4. Charles Simmons (LCSW)

Mr. Simmons appeared before the Board, as requested, regarding his application for clinical social work licensure. Mr. Simmons answered affirmatively to question 4 on the application that asks "Except for minor violations of traffic laws resulting in fines, and arrests or convictions that have been expunged by a court, have you ever been arrested; have you ever entered into a prosecutorial diversion or deferment agreement regarding any offense, misdemeanor, or felony in any state; have you ever been convicted of any offense, misdemeanor, or felony in any state; have you ever pled guilty to any offense, misdemeanor, or felony in any state; or have you ever pled nolo contendere to any offense, misdemeanor, or felony in any state?" Mr. Simmons explained that in 2005 he was arrested and charged with OWI, OWI with .08 or Higher BAC, OWI Endangering a Person, Leaving the Scene of an Accident and Driving Left of Center. The charges were dropped down to Reckless Driving with suspended fines, but was required to pay court costs, attend court approved alcohol/drug abuse counseling and complete twelve (12) months of probation. In December 2008, he was arrested and charged with OWI, OWI .08/Greater, OWI Endangering a Person, and No License in Possession. Mr. Simmons stated he was required to pay court costs, attend court approved alcohol/drug abuse counseling and complete twelve (12) months of probation.

Board action: A motion was made and seconded to approve Mr. Simmons' application for clinical social work license.

HARNER/GAFF-CLARK

Motion carried 5-0-1

*Dr. Osborn abstained

5. Julie Neudecker Wright (LSW)

Ms. Wright appeared before the Board, as requested, regarding her application for social work licensure. Ms. Wright answered affirmatively to question 4 on the application that asks "Except for minor violations of traffic laws resulting in fines, and arrests or convictions that have been expunged by a court, have you ever been arrested; have you ever entered into a prosecutorial diversion or deferment agreement regarding any offense, misdemeanor, or felony in any state; have you ever been convicted of any offense, misdemeanor, or felony in any state; have you ever pled guilty to any offense, misdemeanor, or felony in any state; or have you ever pled nolo contendere to any offense, misdemeanor, or felony in any state?" Ms. Wright explained that in March 2012 she was arrested and charged with Driving Under the Influence. She was required to complete 360 hours of community service and pay a fine. She completed all court requirements in this matter. She also explained that in November 2013, she was arrested and charged with OWI as a Class A Misdemeanor instead of D Felony. She was required to complete one (1) year of probation, complete five (5) months and ten (10) days of home detention, and complete 360 hours of community service. She was granted an Order terminating probation early and successfully on August 1, 2014.

Board action: A motion was made and seconded to approve Ms. Wright's application for social worker licensure.

HARNER/BRENNER

Motion carried 6-0-0

6. Moritta Williams (LSW)

Requesting Extension of Temporary Permit

Ms. Williams appeared before the Board, as requested, regarding her request for extension of her expired temporary permit. Ms. Williams explained that she has had numerous issues that have kept her from taking the ASWB Masters examination. Ms. Williams has not attempted to register for the examination since the time she was approved to take the examination and had a temporary permit issued.

Board action: A motion was made and seconded to deny extension of temporary permit in the matter of Ms. Williams' social work licensure application.

HARNER/STOCKTON

Motion carried 6-0-0

F. Examination Attempts

1. Valerie Anderson (LSW)

Ms. Anderson appeared before the Board, as requested, regarding her application for fourth examination attempt. Ms. Anderson explained that she is having difficulty passing the examination because of test anxiety issues. The Board recommended she see a physician to obtain a special accommodation if she truly has test anxiety.

Board action: A motion was made and seconded to grant Ms. Anderson permission to sit for the ASWB Master's examination for the fourth time.

HARNER/BRENNER
Motion carried 6-0-0

2. Felicia Bates (LCSW)

Ms. Bates did not appear before the Board, as requested, regarding her request for approval to take the ASWB Clinical examination for the fourth time. Ms. Bates will be scheduled to appear at the next meeting of the Board.

3. Valerie Boromisa (LCSW)

Ms. Boromisa appeared before the Board, as requested, regarding her request to attempt the examination for the fourth time. Ms. Boromisa stated she has test anxiety. She has completed the Dr. D's at home study guide. She stated she did what Dr. D suggested in breaking down the question, but then found herself running out of time.

Board action: A motion was made and seconded to grant permission to Ms. Boromisa to sit for the ASWB Clinical examination for the fourth time.

HARNER/GAFF-CLARK
Motion carried 6-0-0

4. Sylvia Fernandez (LCSW)

Ms. Fernandez did not appear before the Board, as requested, regarding her request for approval to take the ASWB Clinical examination for the fourth time. Ms. Fernandez will be scheduled to appear at the next meeting of the Board.

5. Mary K. Knarr (LMHC)

Ms. Knarr did not appear before the Board, as requested, regarding her request for approval to take the NBCC NCMHCE examination for the fourth time. Ms. Knarr will be scheduled to appear at the next meeting of the Board.

6. Alexander Seawood (LMHC)

Dr. Seawood appeared before the Board, as requested, regarding his request to attempt the NBCC NCMHCE for the fourth time. Dr. Seawood states he has been working in the community to try and prepare for the examination. The Board

recommended he contact the Indiana Counselor's Association and possibly take a practice examination to better prepare himself for the examination.

Board action: A motion was made and seconded to grant permission to Dr. Seawood to sit for the NBCC NCMHCE examination for the fourth time.

RICHARDSON/STOCKTON
Motion carried 6-0-0

7. Phyllis Tobias (LCSW)

Ms. Tobias appeared before the Board, as requested, regarding her request to attempt the ASWB Clinical examination for the fourth time. Ms. Tobias stated she has completed Dr. Sophia Dziegielewski License Exam Preparation Course. She explained that she has had a lot happen in her life with family that has kept her from preparing properly for the examination. She is now focusing more on current trends and will take the Dr. Sophia Dziegielewski License Exam Preparation Course again as well as the ASWB practice examinations. The Board advised her to answer the questions based on content, not necessarily what is right or wrong and to possibly study with a newer graduate that is preparing for the Clinical examination as well.

Board action: A motion was made and seconded to grant permission to Ms. Tobias to sit for the ASWB Clinical examination for the fourth time.

HARNER/OSBORN
Motion carried 6-0-0

8. Romundo Valentine (LCSW)

Ms. Valentine appeared before the Board, as requested, regarding her request to attempt the ASWB Clinical examination for the fourth time. Ms. Valentine stated she is studying the ASWB material and will be obtaining a practice test to better prepare for this examination.

Board action: A motion was made and seconded to grant permission to Ms. Valentine to sit for the ASWB Clinical examination for the fourth time.

HARNER/BRENNER
Motion carried 6-0-0

9. Stephanie N. Williams (LCSW)

Ms. Williams appeared before the Board, as requested, regarding her request to attempt the ASWB Clinical examination for the fourth time. Ms. Williams indicated she is working with a clinical social worker that has recently taken the examination to prepare for the next attempt.

Board action: A motion was made and seconded to grant permission to Ms. Williams to sit for the ASWB Clinical examination for the fourth time.

HARNER/GAFF-CLARK
Motion carried 6-0-0

V. ADMINISTRATIVE HEARINGS

- A. Eric Rensberger, L.C.S.W., License No. 34002812A**
Administrative Cause No. 2015 BHSB 004
Re: Petition to Withdraw Probation

Parties Present:

Petitioner was present, without Counsel
Stephanie Slusser, Deputy Attorney General for the State of Indiana
Sherri Rutledge, Court Reporter, Rutledge Independent Reporting

Participating Board Members:

Mr. Richardson, Chair (Hearing Officer)
Mr. Harner
Dr. Osborn, Ph.D.
Dr. Stockton, Ph.D.
Dr. Gaff-Clark, Ed.D.
Mr. Brenner

Case Summary: On or around March 31, 2015, the Board placed Petitioner's clinical social work license on Indefinite Probation with terms and conditions after a personal appearance regarding reinstatement of his expired license. The Petitioner states he has completed all requirements of the Final Order in this matter. The State reminded the Board that Petitioner has the burden of proof that he has completed all aspects of the probationary order.

Board action: A motion was made and seconded to grant withdrawal of probation in the matter of Mr. Rensberger's clinical social work license.

HARNER/STOCKTON
Motion carried 6-0-0

- B. David Michael Moore**
Administrative Cause No. 2015 BHSB 008
Re: Petition for Review of the Board's Licensure Denial

Parties Present:

Petitioner was present, without Counsel
Sherri Rutledge, Court Reporter, Rutledge Independent Reporting

Participating Board Members:

Mr. Richardson, Chair (Hearing Officer)
Mr. Harner
Dr. Osborn, Ph.D.
Dr. Stockton, Ph.D.
Dr. Gaff-Clark, Ed.D.

Mr. Brenner

Case Summary: On or around September 21, 2015, the Board voted unanimously to deny the application for clinical social work licensure due to not meeting the minimum requirements based on Indiana Code 25-23.6-5-3.5 that indicates Petitioner must provide proof of completion of at least two (2) years of supervised post graduate clinical experience. One of Petitioner's supervisors at White's Residential & Family Services, Inc. has refused to verify completion of supervised clinical experience for the dates of October 1, 2014 through November 21, 2014.

Board action: A motion was made and seconded to subpoena Ms. Lindsey White to appear at the January 25, 2016 meeting of the Board.

STOCKTON/GAFF-CLARK
Motion carried 6-0-0

Board action: The Chair recessed this hearing until the January 25, 2016 meeting of the Board.

C. Rick Long, L.C.S.W., License No. 34000540A
Administrative Cause No. 2012 BHSB 006
Re: Petition for Reinstatement of License

Parties Present:

Petitioner was present, and represented by Dawn E. Wellman, Attorney
Stephanie Slusser, Deputy Attorney General for the State of Indiana
Sherri Rutledge, Court Reporter, Rutledge Independent Reporting

Participating Board Members:

Mr. Richardson (Hearing Officer)
Mr. Harner
Dr. Osborn, PhD
Dr. Stockton, PhD
Mr. Brenner
Dr. Gaff-Clark, EdD

Case Summary: On or around August 14, 2012, the Board placed Petitioner's clinical social work license on Indefinite Probation with the following terms and conditions:

- Indefinite Probation without the right to request withdrawal of probation for a period of two (2) years.
- Must appear before the Board in person on a quarterly basis during the term of probation.
- Must identify, and submit for Board approval, a supervisor for his practice causing said supervisor to submit quarterly written reports.
- Practice must be restricted to counseling solely of male clients. Couples' counseling will be acceptable provided that the sessions only take place with both parties of the couple present in the room with Respondent at all times.

- Will complete twenty (20) hours of continuing education units in the areas of professional boundaries, ethics and documentation subject to Board approval and cannot count towards credit required for biannual license renewal.
- Must inform the Board of his address and employer information in quarterly written reports during the term of the probation.
- Shall pay a fee of five dollars (\$5.00) to be deposited in the Health Records and Personal Identifying Information Protection Trust Fund.
- Violation of this Final Order or any non-compliance with the statutes or rules regarding the practice of clinical social work may result in an Order to Show Cause being issued.

Ms. Wellman moved to enter Exhibit 1, copy of Petitioner's social worker degree; Exhibit 2, copy of a Certificate of Completion from Health Education & Training Institute ; Exhibit 3, a copy of Petitioner's Masters of Divinity degree; Exhibit 4, a copy of twenty-nine (29) hours of continuing education completed by Petitioner; Exhibit 5, copy of statement from Dr. Klontz's regarding his relationship with Petitioner; Exhibit 6, an unsigned letter from Susan Austin-Crumpton; Exhibit 7, copy of an unsigned letter from Judy Cross ; Exhibit 8, copy of letter from Jenny Hubble ; Exhibit 10, a letter from Carrie Doehring, PhD; and Exhibit 11, a letter from Dr. Doody, M.D. There was no Exhibit 9 admitted. The State objected to all Exhibits based on relevancy. Petitioner would like for the Board to take into consideration of what he has done since 2012 and to use this in lieu of completing the terms of his Probationary Order. Petitioner testified that immediately after appearing before the Board at the administrative hearing placing his license on Indefinite Probation, he moved to Colorado to go to school. Petitioner requested a voluntary surrender of his license on November 19, 2012. Petitioner is currently the chaplain of Fairbanks Hospital working two (2) hours per week on Sundays. After graduating with his Masters in Divinity, Respondent requested the reinstatement of his license on or about July 8, 2015. Besides completing twenty (20) hours of continuing education units in ethics in August and September of 2015, which were not Board approved, no other terms and conditions were completed by Respondent regarding the August 14, 2012 order. Respondent has not practiced in a clinical setting for several years. Respondent's Tennessee license is still revoked.

Board action: A motion was made and seconded to deny Mr. Long's request to withdraw probation from his clinical social worker license.

BRENNER/HARNER
Motion carried 6-0-0

Board action: A motion was made and seconded to reinstate Mr. Long's clinical social worker license on Indefinite Probation with the following terms and conditions:

1. Respondent's Indiana Clinical Social Worker License is hereby placed on Indefinite Probation without the right to request withdrawal of probation for a period of one (1) year and this period of one (1) year must be in a supervised clinical practice. Any time period during which Respondent is not engaged in a supervised clinical practice does count toward the one-year period.
2. Respondent's Indefinite Probation shall be subject to the following Terms and Conditions during the length of the Indefinite Probation.
 - a. Respondent must keep the Board apprised of the following contact information in writing and update it as necessary:

1. The Applicant's current home address, mailing address, email address, and residential telephone number.
2. The Applicant's place of employment, employment telephone number, employment mailing address, and name of supervisor.
 - b. Respondent must appear before the Board in person on a quarterly basis during the term of the probation. It is the responsibility of the Respondent to contact the Indiana Professional Licensing Agency and request to be placed on the Board's agenda.
 - c. Respondent must identify, and submit for Board approval, a supervisor, who is an LCSW, for his clinical practice. Respondent must meet with the Board approved supervisor on a regular basis in order to discuss current cases.
 - d. Respondent shall cause his Board approved supervisor to submit to the Board a written report, covering what Respondent and his supervisor have discussed, in detail, on a quarterly basis.
 - e. Respondent shall complete and pass the Indiana Jurisprudence Examination.
3. A violation of this Final Order or any non-compliance with the statutes or regulations regarding the practice of social work may result in an Order to Show Cause as may be issued by the Board, or a new cause of action pursuant to Ind. Code § 25-1-9-4, any or all of which could lead to additional sanctions, up to and including the revocation of Respondent's license.

HARNER/GAFF-CLARK
Motion carried 6-0-0

D. State of Indiana v. Jacqueline Leppert, L.M.H.C., L.C.A.C.
License Nos. 39000478A & 87000298A
Administrative Cause No. 2015 BHSB 006
Re: Complaint

The hearing in this matter was continued until January 25, 2016.

VI. SETTLEMENT AGREEMENT

There were no Settlement Agreements before the Board.

VII. NOTICE OF PROPOSED DEFAULT

A. State of Indiana v. Mark Piechowiak, L.S.W., License No. 33007220A
Administrative Cause No. 2015 BHS 001

Board action: Mr. Piechowiak submitted a timely request for the Board's review to not to issue a default in this matter and reset this matter for an administrative hearing. The Board requested that this matter be reset for hearing on January 25, 2016.

VIII. DISCUSSION

A. Ann E. Allen, MSW, LSW

Re: Request to Waive Continuing Education Hours for April 2016 Renewal

The Board discussed correspondence from Ms. Allen requesting a waiver of the continuing education requirement for the 2016 renewal. The Board recommends Ms. Allen complete twenty (20) hours of Category II continuing education and work to obtain the additional continuing education in Category I.

B. James Pfeifer, Board Chair
North Dakota Board of Counselor Examiners
Re: Reciprocity Agreement

The Board discussed correspondence received by James Pfeifer, Board Chair of the North Dakota Board of Counselor Examiners and stated they would be open to discussing reciprocity with other states if the other state's licensure requirements meet Indiana's current requirements.

C. Brian Carnahan, Executive Director
Ohio Counselor, Social Worker and Marriage & Family Therapist Board
Re: Reciprocity Agreement

The Board discussed correspondence received by Brian Carnahan, Executive Director of the Ohio Counselor, Social Worker, and Marriage & Family Therapist Board and stated they would be open to discussing reciprocity with other states if the other state's licensure requirements meet Indiana's current requirements.

IX. PROBATION REVIEW

1. Robin Paul, L.C.S.W.
Administrative Cause No. 2015 BHSB 003
Re: Article Submitted for Review

The Board reviewed the article submitted by Ms. Paul. The Board feels that the submitted article was acceptable.

X. FORMAL ADOPTION OF APPLICATION REVIEWS

Formal adoption of application reviews was tabled until January 25, 2016.

XI. CONTINUING EDUCATION SPONSOR APPLICATION REVIEW

There were no continuing education sponsor applications for the Board to review.

XIII. OLD/NEW BUSINESS

- Mr. Richardson stated he has been asked to be on the NBCC exam writing committee.


- Mr. Richardson asked if an organization can submit an item for discussion anonymously and get input from the Board. The Board stated they cannot issue an advisory opinion. The Board recommends the anonymous requester contact their own legal counsel.

XIV. ADMINISTRATOR'S REPORT

Ms. Vaught reported that she attended the ASWB meeting November 8-11, 2015. She stated there has been an incident with the ASWB examination where candidates complained they did not have enough time to take the examination as the examination cut off six (6) minutes before the end and they failed the examination. The ASWB refunded the money and removed it as a test attempt. Oregon has a new law that after a certain amount of time, disciplinary action is removed from an individual's record.

XV. ADJOURNMENT

There being no further business, and having completed its duties, the meeting of the Behavioral Health and Human Services Licensing Board adjourned at 4:15 p.m. by general consensus.


Kimble Richardson, Co Chair

1/25/2016
Date